

## **II. REMARKS**

1. Claims 1-52 remain in the application.

2. Applicants respectfully submit that claims 1-13, 15-28, 31, 33-38, and 41-52 are not anticipated by Inoue et al. (US 6,643,284, "Inoue") under 35 USC 102(e).

Inoue fails to disclose or suggest determining if there is any component of the message the wireless terminal can handle according to information stored in the server on the property of the wireless terminal, as recited by claims 1, 19, and 35.

Inoue also fails to disclose or suggest that the wireless terminal includes means for requesting a component of the multimedia message to be transmitted to the wireless terminal without identifying the component, as recited by claim 43.

Inoue discloses a communication scheme for supplementing a resource shortage or a poor environment of a radio portable terminal device. The radio portable terminal device can receive packets from a correspondent device connected to a computer network or to a telephone network. The radio portable terminal device examines the data packets, or an attribute relating to the data packets, to determine whether the radio portable terminal device can conduct a specific processing of the data packets or not. If the whole data or a part of the data contained in the packets cannot be processed in the radio portable terminal device, those packets or parts of them are transmitted to another portable computer/device connected to the network which carries out the processes which are not performed by the radio portable terminal device.

In an example cited in column 5, lines 46-55, if the radio portable device receives a multimedia packet comprising image data attached with voice data and the radio portable terminal device has a problem regarding the resolution or a screen size, the radio portable terminal device transmits the image data to another computer having a higher performance display device.

Therefore, the operation of the system of Inoue is different from the present invention. In Inoue, the multimedia packet is already received by the radio portable terminal device before the examination is performed. Further, the examination is carried out in the radio portable terminal device in which the multimedia packet is received, and specifically not in the device which transmits the multimedia packet to the radio portable terminal device. Thus, there is no determination if there is any component of the message the wireless terminal can handle according to information about the wireless terminal stored in the server. Furthermore, there is nothing in Inoue about the wireless terminal having means for requesting a component of the multimedia message to be transmitted to the wireless terminal without identifying the component.

For these reasons, independent claims 1, 19, 35, and 43, and dependent claims 2-13, 15-18, 20-28, 31, 33, 34, 36-38, 41, 42, and 44-52 are not anticipated by Inoue.

3. Applicants respectfully submit that claims 1-13, 15-28, 31, 33-38, and 41-52 are not anticipated by Forslow under 35 USC 102(e).

Forslow fails to disclose or suggest determining if there is any component of the message the wireless terminal can handle

according to information stored in the server on the property of the wireless terminal, as recited by claims 1, 19, and 35.

Forslow also fails to disclose or suggest that the wireless terminal includes means for requesting a component of the multimedia message to be transmitted to the wireless terminal without identifying the component, as recited by claim 43.

Forslow relates to common access between a mobile communications network and an external network with selectable packet-switched services. Applications running on a mobile station or an external network entity may specify on an individual application flow basis, a requested quality of service wherein an optimal type of bearer is determined. Examples of such bearer types are packet-switched and circuit-switched bearers. Certain parameters of the request are examined to determine which bearer service best corresponds with the requested quality of service. Some of the parameters may be accorded more significance than others. For example, an existence of a packet delay parameter may result that the delay has the greatest significance and the bearer is selected on the basis of the delay parameter.

Column 17, lines 1-12 only discloses that the RTP translator in the GGSN modifies the coding of the stream from the higher speed conference server to the lower speed mobile communications network based on the mobile station profile and the current RTP coding shown in the packet header. Further, the GGSN uses the mobile station profile in order to select the optimal coding and bearer service for each application flow. There is nothing in Forslow which could teach or even suggest that the properties of the mobile station are examined to determine whether the mobile station can handle a component of a multimedia message. There

is also nothing that discloses or suggest that the wireless terminal includes means for requesting a component of the multimedia message to be transmitted to the wireless terminal without identifying the component.

Therefore, Forslow fails to anticipate independent claims 1, 19, 35, and 43, and dependent claims 2-13, 15-18, 20-28, 31, 33, 34, 36-38, 41, 42, and 44-52.

4. Applicants respectfully submit that claims 4, 14, 22, 29, 30, 32, 36, 39, 40, and 45 are patentable over the combination of Inoue in view of Grapes (US 6,446,130) under 35 USC 103(a).

Grapes fails to supply the features missing from Inoue, that is, determining if there is any component of the message the wireless terminal can handle according to information stored in the server on the property of the wireless terminal, as recited by claims 1, 19, and 35, and that the wireless terminal includes means for requesting a component of the multimedia message to be transmitted to the wireless terminal without identifying the component, as recited by claim 43.

Thus, the combination of Inoue and Grapes fails to disclose or suggest all the features of the independent claims and therefore does not render dependent claims 4, 14, 22, 29, 30, 32, 36, 39, 40, and 45 unpatentable.

5. Applicants respectfully submit that claims 4, 14, 22, 29, 30, 32, 36, 39, 40, and 45 are patentable over the combination of Forslow in view of Grapes under 35 USC 103(a).

Grapes also fails to disclose or suggest the features missing from Forslow, specifically, determining if there is any

component of the message the wireless terminal can handle according to information stored in the server on the property of the wireless terminal, as recited by claims 1, 19, and 35, and that the wireless terminal includes means for requesting a component of the multimedia message to be transmitted to the wireless terminal without identifying the component, as recited by claim 43..

For these reasons, the combination of Forslow and Grapes does not render dependent claims 4, 14, 22, 29, 30, 32, 36, 39, 40, and 45 unpatentable.

For all of the foregoing reasons, it is respectfully submitted that all of the claims now present in the application are clearly novel and patentable over the prior art of record, and are in proper form for allowance. Accordingly, favorable reconsideration and allowance is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

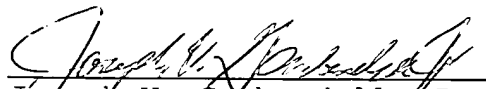
A check in the amount of \$120.00 is enclosed for a (one) month extension of time.

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Respectfully submitted,

  
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27 February 2006  
Date

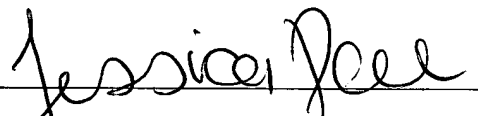
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